

**LACASSE & ASSOCIATES***PROFESSIONAL PATENT SERVICES*

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E-Mail: patsserv@lacasse-patents.com**CONFIDENTIAL
FACSIMILE TRANSMITTAL SHEET****DATE SENT:** June 9, 2003**DELIVER TO:**

Name: Examiner Cornelius H. Jackson
Company: USPTO Group Art Unit 2828
Phone No: 703-306-5981
Fax No: 703-746-4839

FROM: Randy W. Lacasse**SERIAL NO.:** 09/884,147**OUR DOCKET:** FP 672- US(CIP)/PCT

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Attached is the Amendment for the above-identified application, a copy of the date-stamped postcard indicating that it was filed in the OIPF on December 31, 2002, and a copy of the Auto Reply Facsimile Transmission indicating that this information was previously sent on June 6, 2003.

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USPTO->

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Page 881

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UNITED STATES
PATENT AND
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CONFIDENTIAL
FACSIMILE TRANSMISSION SHEET

DATE SENT: June 6, 2003

DELIVER TO:

Name: Brandon Cornelius H. Jackson

Company: USPTO Group Ac Unit 2828

Phone No: 703 306-7981

Fax No: 703 372-9118

EMAIL: Brandon.H.Jackson

SERIAL NO: 09886147

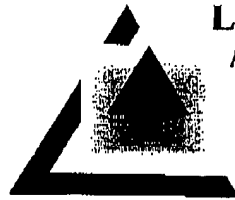
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E-Mail: patserv@lacasse-patents.com**CONFIDENTIAL
FACSIMILE TRANSMITTAL SHEET****DATE SENT:** June 6, 2003**DELIVER TO:****FAXED**
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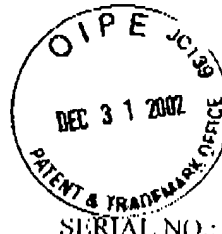
Name: Examiner Cornelius H. Jackson
Company: USPTO Group Art Unit 2828
Phone No: 703-306-5981
Fax No: 703-872-9318

FROM: Randy W. Lacasse**SERIAL NO.:** 09/884,147**OUR DOCKET:** FP 672- US(CIP)/PCT

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PLEASE ACKNOWLEDGE & RETURN
X AMENDMENT

DOCKET: FP 672 US CIP/PC

SERIAL NO.: 09/884,147

IN RE APPL. OF: AIKIYO et al.

TITLE: *Semiconductor Laser Module, and Method for Driving the Semiconductor Laser Module*

PGS OF SPEC: _____ PGS OF CLAIMS: _____ PGS OF DRAWINGS: _____

AGENTS: Randy W. Lacasse

TOTAL CHARGES: \$0.00

the present application from which a priority claim is provided for the present application. Citation of the parent is inappropriate in the present situation.

Claim Rejections Under 35 U.S.C. § 103:

Claims 12-15, 28, 33 and 34 are rejected under 35 U.S.C. 103(a) as being unpatentable over Aikiyo (US Patent No. 6,385,222).

The prior art reference also appears to be improperly cited, as the inventor of US Patent No. 6,385,222 is also an inventor of the present application and both are assigned to the same assignee, The Furukawa Electric Co., Ltd.

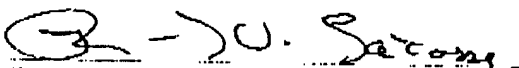
No amendment was made to the claims to overcome the rejections under 35 U.S.C. 102(e) and 103(a).

No new matter has been added.

Please also charge any additional fees required or credit any overpayment to Deposit Account No: 50-1142.

Applicant respectfully submits that the claims are allowable, and Applicant requests reconsideration of the present application.

Respectfully,


Randy W. Lacasse
Regn No: 34,368

Date:

12/30/02

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Claim 4, dependent on claim 3, is deleted because it referred to subject matter found in a subsequent claim, in particular claim 5.

New dependent claim 36, dependent on claim 5, is added to replace deleted claim 4, such that the subject matter claimed in claim 36 has now proper antecedence.

Claim 2 is amended to correct a clerical error; the claim now ends with a period.

Claim 5 is amended to respect the new claim dependency.

Claims 20 and 21 are amended to correct antecedence inconsistencies.

Claim Rejections Under 35 U.S.C. § 112:

Claims 1-24 are rejected under 35 U.S.C. 112 second paragraph, as being indefinite and for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

It is respectfully submitted that there is no ambiguity regarding the use of "a semiconductor laser module" in the preamble and the use of "a semiconductor laser element" in the claim. The two expressions are clearly distinct both with respect to readability and with respect to antecedence and one is not used in lieu of the other. The phrase "a semiconductor laser module" is directed to an entity as a "whole" whereas the phrase "a semiconductor laser element" relates to a part of the "whole." This wording is used in the background of the invention, first paragraph, wherein a clear distinction between a semiconductor laser module and a semiconductor laser element is made. Applicant disagrees with Examiner's rejection.

Since Applicant does not consider that the claims are indefinite, the claims are not amended to overcome the rejection under 35 U.S.C. 112 second paragraph.

Claim Rejections Under 35 U.S.C. § 102:

Claims 1-11, 16-27, 29-32 and 35 are rejected under 35 U.S.C. 102(c) as being anticipated by Aikiyo (US Patent No. 6,385,222).

It is respectfully submitted that the reference cited by Examiner to reject the claims as being anticipated is improperly cited. The reference is in fact the parent case of